

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

EORDERO CANDIDO
name of plaintiff

NO. 3:IV-06-0490

V.

KAREN F. HOGSTEN
K. CLAUSER
LT. J. HEPNER
Defendants

[MUNLEY, J.]
[MANNION, M. J.]

MemORAMdum

FILED
SCRANTON
AUG 18 2006
PER [Signature]
DEPUTY CLERK

Warden Karen F. Hogsten violated the Eighth Amendment, First Amendment and Fourteenth Amendment... by refused give me medical care law library, Exercise recreation, razor, and barbershop... she is legally responsible for the operation of Allenwood Correctional Facility and for the welfare of all the inmates of that prison...

I filed suit claiming that prison guards Ms. Clauser, Lt. J. Hepner instigate my legal mail, refuses gave me medical care and they gave me false incidents reports solely for the purpose of harassment.

"Intentional Harassment of even the most hardened criminals cannot be tolerated by a civilized society" 468 U.S. at 528. Prison officials acts with deliberate indifference when they ignore an obvious and serious danger. Farmer v. Brennan, 511 U.S. 825, 835 [1994]
Deliberate indifference Wilson v. Jeter, 501 U.S. 294 [1991]

See attached

Prisons must provide prisoners with opportunities for exercise outside of their cells. Keenan v. Hall, 83 F. 3d 1083, 1089 [9th Cir. 1996] Delaney v. Detella, 256 F. 3d 679 [7th Cir. 2001].

Prisoners are entitled to sanitary toilet facilities, Despain v. Uphoff 264 F. 3d 965 [10th Cir. 2001]. Proper trash procedures, and basic supplies, such as toothbrushes, toothpaste, soap, sanitary napkins, razors, and cleaning products.

Defendants Filed a motion for summary Judgment on 8-21-2006 AS I wrote in my complaint, I am in the segregation Housing unit and Ms. K. Clauser Senior Officer continuously Harasses and aggravates me. She has denied me access to my personal mail in a timely manner as is clearly shown in Exhibits 'R', 'P', 'Q', and 'Z'. Exhibit 'Z' is a letter from United States Commission on Civil Rights this letter M. K. Clauser refused gave me she violated my constitutional rights. 'Z' is a United States Postal Service letter of my complaint to this postal service.

ON 2-10-2006 time 2:20 PM. LT. J. Hepner come to my cell and threatened me to sign a memorandum, because He wanted backed Ms. K. Clauser, so, I refused because on 1-31-06 He promised to give me medical care if I signed a memorandum like that, and Mr. LT. J. Hepner never told my RA. Roca to give me medical care. AS is clearly shown in Exhibits... 'R', 'P', 'Q', and my witnesses Declarations MARCO CHIRINOS #19334359 as Exhibit 'E', Villanueva-Dia Enríque #62983-079 as Exhibit 'A'; RAMÍREZ Equilar #45542-179 as Exhibit 'b' and CASTRO #21525-179 as Exhibit 'C' and Exhibit '10'. LT. J. Hepner violated my constitutional rights...

See attached

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I sent many letters to Karen F. Hogsten [warden] on 1-17-2006, 1-26-2006, 12-31-2005 and 5-4-2006 explaining my problems and she did not respond. I sent my complaint to United States Commission on Civil Rights and I sent many letters to U.S. Department of Justice Civil Rights Division as is clearly shown in Exhibits #: '1', '2', '3', '4', '5', '6', '7', and '8'. Warden Hogsten violated my constitutional rights...

In my Exhibit '9' I declared that Warden Hogsten didn't give me medical care yet as is clearly shown in Exhibit 'F'. My witnesses RANDALL L. MARTY #26602-013's Exhibit '5'. Warden Hogsten continue violate my constitutional rights with retaliation.

My witnesses ANGEL HERNANDEZ #24556-05's Exhibit 'H' RANDALL L. MARTY #26602-013's Exhibit 'I' and MIGUEL MUYILLO #98281-198's Exhibit 'K' as is clearly shown in their Exhibits that the Administration staff open and read my legal mail violated my constitutional rights.

My declaration Exhibit 'V' I declares Exhibit 'U' is part of my leg operation medical record, where I show that my medical needs are serious. I have in my leg operation "CHRONIC" pain and deliberate indifference to serious medical needs constitutes the unnecessary and wanton infliction of pain prescribed by the Eighth Amendment. This is a violation of my constitutional rights... they violated my constitutional rights with retaliation that are illegal... as is clearly shown in Exhibit 'T' sick call sign-sheets where health care staff take 16 days to see me.

see attached

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Law library director M. ZILINKY refuses to give me access to law library as is clearly shown in EXHIBIT 659 and EXHIBIT 6X9 are two cop outs to barbershop where MS. DODSON SENIOR OFFICER #1 refuses to give me hair cut; in one year the Administration gave me two hair cut in segregation housing unit.

EXHIBIT 6W9 DITTY property officer refused give me my legal paper for one year the Administration refused give me my legal paper from my personal property in segregation housing unit violate my constitutional rights...

my unit team refuses give me any request that I ask and in special my counselor MS. RANCH I cannot file any complaint, because her never respond my administrative remedy and never come to see me in [SHU] as is clearly shown in EXHIBIT 6Y9.

EXHIBIT 699 is inmate request to staff for medical appointment that Administration had to use before, so, the inmates cannot get copy before when they filed for medical appointment, this is the reason why I don't have more copies of my requests from sick calls appointment.

EXHIBIT 6119 and 6129 are my complaints of a campaign of harassment by LT. SHEPHERD and I.O. LOFFI and MS. K. DOANE. LT. SHEPHERD is same LT. that I spoke in my EXHIBIT 659 of my complaint to U.S. Department of Justice CIVIL RIGHTS DIVISION and I.O. LOFFI is a Defendant of my CIVIL ACTION NO. 3:06-1112 because on 4-9-2006 TIME 10:25 AM.

See attached

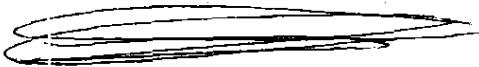
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He come to my cell with LT. MARR, L.O. R. BARRISON, PARKER, and MS. Betzer and they beat me up. Violated my Constitutional Rights.

ON 3-2-2005 I Filed a BQ-8 as EXHAUSTION Administrative remedies as required by the PLRA about medical care with my back pain as is clearly shown in EXHIBIT 60.

My witnesses CHAVEZ R. # 67221-079 and JUAN VARGAS # 38035-179 they stay here in segregation housing unit, but I have difficult to get declaration from them, so, I would like move time until that I have a chance to get the declarations that I needs under Rule 56[F] see Harris V. Pate, 440 F. 2d 315, 318 [7th Cir. 1971] I would like too an order to prison officials to let me interview my witnesses CHAVEZ and VARGAS and I need testify on my own behalf HUDSON V. Hardy, 412 F. 2d 1091, 1095 [D.C. Cir. 1968]

Respectfully Submitted

 E.M.